

BILL NO. 83-33

AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 83-33 (AS AMENDED)

Introduced by Council Member Schafer

Legislative Day No. LSD 83-20

Date June 14, 1983

AN ACT to repeal and re-enact with amendments Article XV, heading, Fiscal Impact Notes, of Chapter 2, heading, Administration, of the Harford County Code, as amended; to amend administrative procedures in providing fiscal impact notes for bills, resolutions, and executive orders; and to provide, generally, for fiscal impact notes prepared by the Treasurer.

By the Council, June 14, 1983

Introduced, read first time, ordered posted and public hearing scheduled

on: July 12, 1983

at: 7:30 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on July 12, 1983 and concluded on July 12, 1983

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 83-33

1 Section 1. *Be It Enacted By The County Council of Harford County,*
2 *Maryland,* that Article XV, heading, Fiscal Impact Notes, of
3 Chapter 2, heading, Administration, all of the Harford County Code,
4 as amended, be, and is hereby repealed and re-enacted with
5 amendments all to read as follows:

6 Chapter 2. Administration.

7 Article XV. Fiscal Impact Notes.

8 Section 2-280. Note Required - County Operations.

9 (a) Any bill, [resolution or executive order] introduced,
10 WHICH HAS BEEN DETERMINED BY THE TREASURER AS HAVING A FISCAL
11 IMPACT ON COUNTY REVENUES OR EXPENDITURES, shall have [accompanying
12 it] a fiscal impact note [unless otherwise exempt]. A fiscal
13 impact note shall contain the appropriate information as required
14 in Section 2-284 of this article. The fiscal impact note shall be
15 made available and be attached to a bill one (1) week prior to the
16 scheduled public hearing date. [A fiscal impact note shall be
17 made available and be attached to a resolution or executive order
18 at the time it is introduced.]

19 (b) RESOLUTIONS - EXECUTIVE ORDERS.

20 UPON THE INTRODUCTION OF ANY RESOLUTION OR EXECUTIVE
21 ORDER, THE COUNCIL ~~SHALL~~: MAY

22 ~~(1)~~ BY A MAJORITY VOTE REQUEST THE TREASURER TO
23 PREPARE A FISCAL IMPACT NOTE AT WHICH TIME THERE SHALL BE NO
24 FURTHER ACTION BY THE COUNCIL REGARDING THE RESOLUTION OR
25 EXECUTIVE ORDER. THE TREASURER SHALL PREPARE AND FORWARD TO THE
26 SECRETARY OF THE COUNCIL ON OR BEFORE THE NEXT SCHEDULED
27 LEGISLATIVE SESSION DAY OF THE COUNCIL, A FISCAL IMPACT NOTE
28 PREPARED PURSUANT TO THE PROVISIONS OF THIS ARTICLE, OR A STATEMENT
29 THAT THE RESOLUTION OR EXECUTIVE ORDER HAS NO FISCAL IMPACT ON
30 COUNTY REVENUES OR EXPENDITURES ~~7-OR~~ .

31 ~~(2) -- BY A MAJORITY VOTE EXEMPT A RESOLUTION OR~~
32 ~~EXECUTIVE ORDER FROM THE PROVISIONS OF THIS ARTICLE AT WHICH TIME~~

1 THE-COUNCIL-MAY-ACT-ON-THE-RESOLUTION-OR-EXECUTIVE-ORDER--

2 Section 2-281. Yearly Impact Report.

3 The fiscal impact note shall represent the impact for the
4 first year and a projected impact for the next three (3)
5 consecutive years IF APPLICABLE.

6 Section 2-282. Treasurer to Prepare Impact Notes.

7 The fiscal impact note required by [Subsection (a) of]
8 Section 2-280 shall be prepared by [and certified by] the Treasurer
9 of Harford County on forms that shall be prepared by the
10 [executive branch] TREASURER. All County departments, agencies,
11 boards and commissions shall extend their cooperation in supplying
12 data to the Treasurer. The Treasurer of Harford County shall send
13 a request for fiscal information to the involved County agency,
14 department, board or commission, requesting a return within
15 five (5) business days from date received. [The Treasurer shall
16 complete and send to the County Council Office the fiscal impact
17 note one (1) week prior to the scheduled public hearing on the
18 bill and make available to the Council Office a fiscal impact note
19 for the appropriate resolution or executive order prior to the
20 scheduled introduction.]

21 Section 2-283. Filing of Notes with Council Office.

22 The County Council Office shall make available to the public
23 a copy of any fiscal impact note at an appropriate reproduction
24 cost.

25 [Section 2-284. Waiver.

26 There may be a waiver from the provisions of this article
27 for the following reasons:

28 (a) Upon a written statement from the Treasurer that a bill,
29 resolution or executive order has no effect upon the revenues or
30 expenditures of the County; or

31 (b) Any bill introduced, pursuant to Article V, heading,
32 Budget and Finance, of the Charter of Harford County. However, the

1 bill will have attached to it a summary of the information
2 provided; or

3 (c) The County Council, at the time of introduction, by a
4 majority vote, may allow an exemption from the provisions of this
5 article upon request by any Council Member after careful
6 consideration of the subject matter and the reasons stated by the
7 Council Member requesting the exemption as to why a fiscal impact
8 note is not necessary.]

9 Section [2-285] 2-284. Contents of Notes.

10 (a) [Any] A FISCAL IMPACT NOTE FOR ANY bill, resolution or
11 executive order that affects the annual budget of Harford County
12 shall contain the following information:

13 (1) Expenditures. The number and types of personnel
14 required (including hiring) and to which organizational element
15 assigned, salaries and wages; retirement and insurance; operating
16 expenses; capital outlay (including items and cost); sources of
17 funds, and if other than County, the duration of grants or aid
18 involved; monies to be appropriated currently; and annual operating
19 cost; and

20 (2) Revenues; the annual anticipated gain or loss of
21 revenues to the county including the loss of revenues from tax
22 credits when applicable.

23 (b) [Any] A FISCAL IMPACT NOTE FOR ANY bill, resolution or
24 executive order that affects the Capital Program and Budget of
25 Harford County shall contain the following information in addition
26 to any other information:

27 (1) Cost for planning, supervision and design; land;
28 site improvements and utilities; construction; furniture and
29 equipment; expenditure schedule; appropriation request; any monies
30 previously appropriated; source of funds; and the cost any proposed
31 new capital facility will have on the operating budget.
32

1 Section [2-286] 2-285. Planning and Zoning Fiscal Impact Note.

2 (a) Any member of the County Council, Board of Appeals or
3 Hearing Examiners may request a fiscal impact note on any of the
4 following planning and zoning related matters:

- 5 (i) Any zoning change;
6 (ii) Any amendment to the Master Plan;
7 (iii) Any proposed community development project.

8 The request by the Council Member, a member of the Board of
9 Appeals or Hearing Examiner must be made at an appropriate time
10 to allow the Department of Planning and Zoning at least four (4)
11 weeks to prepare and make available the fiscal impact note.

12 (b) The note shall contain:

13 (1) The net fiscal impact the zoning change, amendment
14 to the Master Plan or the community development project may have
15 on Harford County based on the following information:

16 (i) The projected population; type of development;
17 number of units; number of acres; type of services and facilities
18 necessary; expenditures necessary to provide services and
19 facilities.

20 (ii) The total net revenue (revenue expected, less
21 operating and capital expenses necessary) and the increase
22 assessable tax base (assessed value of property times tax rate)
23 to be generated by the proposal.

24 (iii) An estimate of the total annual projected net
25 fiscal impact.

26 (2) If the proposed change is outside the ten (10) year
27 water and sewer service area, the impact of any change in the
28 number of dwelling units as it relates to the public utility
29 system, will be evaluated.

30 (c) The above information may be adjusted by such variables
31 as deemed necessary, however, such variables must be noted on the
32 impact note.

1 (d) The fiscal impact note shall represent the impact for
2 the first year and a projected impact for the next three (3)
3 consecutive years.

4 Section 2. *And Be It Further Enacted* that this Act shall take
5 effect sixty (60) calendar days from the date it becomes law.

6 EFFECTIVE: September 19, 1983
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83-33

AS AMENDED

BY THE COUNCIL

Read the third time. BILL NO. 83-33 (AS AMENDED)

Passed LSD 83-24 (July 19, 1983) (with amendments)

Failed of Passage

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 20th day of July, 19 83
at 3:00 o'clock P.M.



APPROVED:

Angela Markowski, Secretary

BY THE EXECUTIVE

[Signature]
County Executive
Date 7-20-83

BY THE COUNCIL

This Bill (No. 83-33 (as amended), having been approved by the
Executive and returned to the Council, becomes law on
July 20, 1983.

Angela Markowski, Secretary

EFFECTIVE DATE: September 19, 1983

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